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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

Bailey, et al. vs. Pfizer, Inc.
Case No.: **3:05-CV-04494-CRB**

MDL NO. 1699
District Judge: Charles R. Breyer

Clayton H. Stacy, Individually, and
as the Executor of the

ESTATE OF ELLA STACY

Plaintiffs,

vs.


Pfizer, Inc., et al.

Defendants.

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

Come now the Plaintiffs, Clayton Stacy, individually, and as Executor of the ESTATE OF ELLA STACY, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.


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2 DATED: January 2, 2009

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4 By: 
5 Roger L. DeMik, Esq.
6 Attorneys for Plaintiffs, Clayton Stacy, Individually and
7 as Executor of the Estate of Ella Stacy

8 DATED: March 27, 2009 GORDON & REES

9 By: /s/
10 Stuart M. Gordon
11 Attorneys for Defendants

12 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**
13 **IT IS SO ORDERED.**

14 Dated: April 3, 2009 
15 Hon. Charles R. Breyer
16 United States District Court